

REMARKS

Claims 38-49 remain in the application and claims 38 and 44 have been amended hereby.

The Certified copy in support of the claim of priority under 35 USC 119 was filed in the parent Application Serial No. 09/046,693 and acknowledgment thereof is requested.

Reconsideration is respectfully requested of the rejection of claims 38-49 under USC 103(a), as being unpatentable over Ginter et al.

Features of the present invention are the receiving by an information processing apparatus of an encrypted content transmitted from a content server in response to a request from a user for the content, and the transmitting of the encrypted content along with an encrypted content key and use condition to a portable reproduction apparatus, wherein the portable reproduction apparatus is detachable from the information processing apparatus.

An advantage of these features of the present invention is that a user can enjoy the content (e.g. music) in the information processing apparatus (e.g. a PC) or in the portable reproduction apparatus (e.g. portable player).

Independent claims 38 and 44 have been amended to recite these features of the present invention.

It is respectfully submitted that Ginter et al. fails to show or suggest a portable reproduction apparatus that is detachable from an information processing apparatus. The VDE Content User (112 in Fig. 2) of Ginter et al., cited in the Office Action as representing the reproduction apparatus, is

clearly not a portable reproduction apparatus detachable from an information processing apparatus. The VDE Content User (112 in Fig. 2) of Ginter et al. is merely a consumer connected to networks (108 and 118 in Fig. 2).

Further, it is respectfully submitted that Ginter et al. fails to show or suggest the receiving by an information processing apparatus of an encrypted content transmitted from a content server in response to a request from a user for the content, and the transmitting of the encrypted content along with an encrypted content key and use condition to a portable reproduction apparatus.

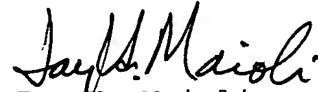
Ginter et al. is generally discussing systems and methods for secure transaction management using a virtual distribution environment and is silent about the receiving, by an information processing apparatus, of an encrypted content transmitted from a content server in response to a request from a user for the content, and the encrypted content being transmitted to a portable reproduction apparatus. Ginter et al., in the paragraphs cited in the Office Action, is merely teaching nodes providing encryption and decryption processes.

Accordingly, it is respectfully submitted that amended independent claims 38 and 44, and the claims depending therefrom, are patentably distinct over Ginter et al.

The prior art made of record and not relied upon has been reviewed and is not seen to show or suggest the present invention as recited in the amended claims.

Favorable reconsideration is earnestly solicited.

Respectfully submitted,
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